W.P. No. 1259 (MS) of 2004

Hon. P.C. Pant, J.

Heard learned counsel for the petitioner.

By means of this petition, the order dated 29.10.2004, passed by learned District Judge, Tehri Garhwal, has been challenged whereby request for adjournment has been rejected by the said court.

I have gone through the impugned order. The Motor Accident Claim case before the trial court is only of the year 2004 and it is also not clear from the order if the number of adjournment exceeds to what is allowed under the amended Code of Civil Procedure.

In the circumstances, this petition is disposed of with the observation that one more opportunity shall be given to the Insurance Company for adducing its evidence in the Motor Accident case No. 11 of 2004 by the learned tribunal by fixing a date for the purpose.

(P.C. Pant, J.)

Dt. 22.12.2004
SJ